An Additionall

ORDINANCE

OF THE

LORDS and COMMONS

Assembled in

PARLIAMENT.

FOR

The true payment of TITHES and other Duties.

Die Lunæ 9. August. 1647.

ORdered by the Lords Assembled in Parliament, That this Additionall Ordinance for paying of Tithes be forthwith printed and published.

Jo. Brown Cler. Parliamentorum.

LONDON

Printed for *John Wright* at the Kings Head in the old Bayley. 1647.

48

DLunæ 9. August. 1647.

An Additionall Ordinance of the Lords and Commons assembled in Parliament, for the true payment of Tithes and other duties.

WHereas some doubts have been raised, whither Ministers put into Livings and Sequestrations by Ordinance of both Houses of Parliament, or Committees thereunto authorized by them, be comprized within the Ordinance of the eight of November, 1644. intitled, *An Ordinance of the Lords and Commons assembled in Parlia-*

ment for the true payment of Tithes, and other such Duties according to the Lawes and Customs of the Realm, so as to recover their Tithes and other Duties by vertue thereof, and in what manner Justices of Peace ought to proceed upon the same. The Lords and Commons assembled in Parliament for prevention of all such doubts and scruples, doe Declare, That every Minister put, or which shall be put into any Parsonage, Rectory, Vicarage, or Ecclesiasticall Living, by way of Sequestration, or otherwise, by both or either the Houses of Parliament, or by any Committee, or other person or persons by Authority of any Ordinance or Order of Parliament, shall, and may sue for the recovery of his Tithes, Rates for Tithes, Rents, and other Duties by vertue of the said Ordinance, in as full and ample manner to all intents and purposes; as any other Minister, or other Person whatsoever. And that the Justi-

ces

ces of Peace mentioned in the ſaid Ordinance, ſhall upon complaint to them made by any ſuch Miniſter as aforeſaid, or other perſon within the ſaid Ordinance, immediatly without delay iſſue out their Warrants to the Conſtables, petty Conſtables, or other Officers, to ſummon ſuch perſon or perſons who already have, or hereafter ſhall refuſe to ſet out, or pay, or ſhall ſubſtract their Tithes, Rates for Tithes, Rents, or other Duties, to appeare before them at their next monethly meeting, or ſooner; and uſe all poſſible expedition in the hearing and determining of ſuch complaints; And ſhall likewiſe have power to award treble damages to the Parties complaining, and ſhall award the ſame accordingly in all ſuch Caſes where the Statute allowes, and gives the ſame to any Miniſter or other perſon whatſoever.

And in caſe the ſum or ſums of Money ſo judged and awarded, ſhall not be

be paid within the time in the ſaid Ordinance mentioned, then the ſaid Juſtices ſhall upon complaint to them made, ſend forth their Warrants to the Conſtables, Petty-Conſtables, or ſuch other fit perſons, as ſhall be by the parties named, to whom any ſuch ſumme or ſummes upon ſuch Judgement ſhall be due, to diſtraine all and every, or any the Goods and Chattels of any perſon or perſons ſo refuſing; and to ſell and diſpoſe of the ſaid Goods and Chattels according to the ſaid Ordinance; and to impoſe ſuch Fines and Penalties, not exceeding the ſumme of forty ſhillings, upon the Conſtables, Petty-Conſtables, and other Officers who ſhall wilfully refuſe or be negligent in executing their Warrants, as they in their diſcretion ſhall thinke meet.

And becauſe many Appeales are brought into the Chancery upon the former Ordinance for Tithes, rather for

vexati-

vexation and delay, then otherwiſe; Be it therefore Ordained, That no Appeale ſhall be received or admitted thereupon, untill the party appealing ſhall lay downe in money, either with the ſaid Juſtices of Peace, or in the Court of Chancery, the full value of the Tithes adjudged before the ſaid Juſtices, by way of ſecurity, to proſecute his Appeale with effect, and to render double coſts and damages to the party injur'd or delayed by the Appeale, in caſe no reliefe be given upon the Appeale to the Proſecutor.

Provided that this Ordinance ſhall continue and be in force from the foure and twentieth day of July, 1647. untill the firſt day of November, which ſhall be in the yeere, 1648.

FINIS.

57